

JAN 02 2009

<b>FACSIMILE TRANSMITTAL FORM</b>	Application Number	10/728,577
	Confirmation Number	8901
	Filing Date	December 5, 2003
	First Named Inventor	Burton, Scott A.
	Examiner Name	Fubara, Blessing M.
Fax: 571-273-8300	Attorney Docket Number	57260US003
Total Number of Pages in This Submission: 3		
Date: January 2, 2009	Attorney for Applicant: Pamela L. Stewart	

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Amendment Transmittal	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s)	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Appeal Communication to Technology Center (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosures:
<input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR § 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts under 35 USC 371 in US Designated/ Elected Office (DO/EO/US)	<input type="checkbox"/> Request for Refund  <input type="checkbox"/> Request for Continued Examination (RCE) Transmittal	
<input type="checkbox"/> Drawings	<input type="checkbox"/> After Allowance Communication to Technology Center	
REMARKS:		

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION  
MAY CONTAIN CONFIDENTIAL OR LEGALLY PRIVILEGED INFORMATION  
INTENDED ONLY FOR THE PERSON OR ENTITY NAMED BELOW.

If you are not the intended recipient, please do not read, use, disclose, distribute or copy this transmission.  
If this transmission was received in error, please immediately notify me by telephone directly at 651-733-2059 or  
651-733-1500, and we will arrange for its return at no cost to you.

JAN 02 2009

32692

Customer Number

Patent  
Case No.: 57260US003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: BURTON, SCOTT A.

Application No.: 10/728577

Confirmation No.: 8901

Filed: December 5, 2003

Title: POLYMER COMPOSITIONS WITH BIOACTIVE AGENT, MEDICAL ARTICLES,  
AND METHODSRESPONSE TO RESTRICTION REQUIREMENTMail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at 571-273-8300.
- ☐ transmitted to United States Patent and Trademark Office on the date shown below via the Office electronic filing system.

January 2, 2009  
Date/Pamela L. Stewart/  
Signed by: Pamela L. Stewart

Dear Sir:

This is in response to the Office Action dated December 1, 2008. Claims 2-26, 60, and 75-121 are pending. Claims 2-26, 60, 75-121 were restricted under 35 USC § 121 as follows:

I. Claims 77, 78, 2-17, 19-26, 60 and 75 (claim 77 and dependent claims), 82, 18, 76, 83, 84 and 88-107 (claim 82 and dependent claims) are said to be drawn to a wound dressing composition in which the microparticles dispersed in the hydrophobic liquid phase comprise poly(quaternary amine) containing organic polymer, classified in Class 424, subclass 489.

II. Claims 79-81, 108-115 (claim 79 and dependent claims), 85-87, 116-121 (claims 85 and dependent claims) are said to be drawn to a wound dressing composition in which the microparticles dispersed in the hydrophobic liquid comprise polylactam-containing organic polymer, classified in Class 424, subclass 486;

3M 596891v1